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4 KRISTEN L CALLAHAN,  
5 Plaintiff.

6 v.  
7 EQUIFAX INFORMATION SERVICES,  
8 LLC, et al.,  
9 Defendants.

10 Case No. [13-cv-02181-WHA](#) (JCS)

11 **NOTICE OF REFERENCE AND  
12 ORDER RE DISCOVERY  
13 PROCEDURES**

14 Re: Dkt. No. 85

15 TO ALL PARTIES AND COUNSEL OF RECORD:

16 The above matter has been referred to the undersigned for all discovery matters. Please be  
17 advised that if a specific motion was filed before the District Court prior to this referral, the  
18 noticed date may no longer be in effect. All hearing dates are subject to the availability of the  
19 Court's calendar. Please contact the Courtroom Deputy, Karen Hom, at (415) 522-2035, to  
20 confirm or, if necessary, reschedule a hearing date. Regardless of whether the Court reschedules a  
hearing date, all opposition and reply papers shall be timely filed according to the originally  
noticed hearing date, pursuant to Civil L. R. 7-3.

21 A telephonic status conference to discuss the status of the disputes contained in the First  
22 Discovery Letter Brief [ECF No. 82] is set for **December 20, 2013, at 2:00 PM**. A conference call  
23 number has been arranged by counsel.

24 **LAW AND MOTION PROCEDURES**

25 Civil law and motion is heard on Friday mornings at 9:30 a.m., in Courtroom G, 15th  
26 Floor, United States District Court, 450 Golden Gate Avenue, San Francisco, California.

27 In the event a **future discovery dispute** arises, IT IS HEREBY ORDERED that before  
28 filing any discovery motion before this Court, the parties must comply with the following:

1. Lead trial counsel for both parties must meet and confer *in person* regarding the  
2 matter(s) at issue. This meeting shall occur after other efforts to resolve the dispute,  
3 such as telephone, e-mail, teleconference, or correspondence, have been unsuccessful.  
4 Once those efforts have proved unsuccessful, any party may demand a meeting of lead  
5 trial counsel to resolve a discovery matter. Such a meeting shall occur within ten (10)  
6 calendar days of the demand. The locations of the meetings shall alternate. The first  
7 meeting shall be at a location selected by counsel for Plaintiff(s). If there are any  
8 future disputes, the next such meeting shall be held at a location to be determined by  
9 counsel for Defendant(s), etc.
10. Within five (5) calendar days of the in-person meeting between lead trial counsel  
11 referred to above, the parties shall jointly file a detailed letter with the Court, not to  
12 exceed five (5) pages without leave of Court, which will include the matters that  
13 remain in dispute, a detailed substantive description of each side's position on each  
14 such issue, and a description of each side's proposed compromise on each such issue.
15. After the Court has received the joint letter, the Court will determine what future  
16 proceedings, if any, are necessary.

17 In the event that the parties continue to be unable to resolve the matters regarding the timing  
18 and scope of discovery, the Court will consider what future actions are necessary. These actions  
19 may include the following: (1) sanctions against a party failing to cooperate in the discovery  
20 process and meet and confer in good faith, as required by this Order, the Federal Rules of Civil  
21 Procedure, and the Local Rules of this Court; and/or (2) requiring the Chief Executive Officers of  
22 each party to attend the in-person, meet-and-confer sessions described above. The Court is not  
23 entering either of these matters as an Order of the Court at this time, and fully expects counsel to  
24 meet their obligations under this Order and under the Local Rules.

25 A party or counsel has a continuing duty to supplement the initial disclosure when required  
26 under Fed. R. Civ. P. 26(e)(1).

27 Law and motion matters may be submitted without argument upon stipulation of the parties  
28 and notification of the Court no later than 4:30 p.m. the day before the hearing. Pursuant to Civil

1 L. R. 7-7(e), filed motions may be withdrawn without leave of the Court, within seven (7) days of  
2 the date for service of the opposition. Thereafter, leave of the Court must be sought.

3 All filings of documents relating to motions referred to the undersigned shall list the civil case  
4 number and the district court judge's initials followed by the designation "(JCS)".

5 **ELECTRONIC FILING AND COURTESY COPIES**

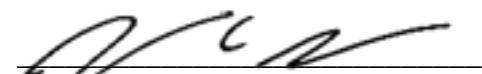
6 Please refer to Civil L. R. 5-4 and General Order No. 45 for the Northern District of California  
7 for information relating to electronic filing procedures and requirements. All documents shall be  
8 filed in compliance with the Civil Local Rules. Documents not filed in compliance with those  
9 rules will not be considered by the Court.

10 BEFORE NOON ON THE NEXT BUSINESS DAY FOLLOWING THE ELECTRONIC  
11 FILING, THE PARTIES ARE REQUIRED TO LODGE DIRECTLY WITH CHAMBERS ONE  
12 CONFORMED, **PAPER COPY** OF EACH DOCUMENT, WHICH IS TO BE DESIGNATED  
13 "**JCS'S CHAMBERS' COPY.**"

14 The failure of counsel or a party to abide by this Order may result in sanctions pursuant to Fed.  
15 R. Civ. P. 16(f).

16 **IT IS SO ORDERED.**

17 Dated: December 13, 2013

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19 JOSEPH C. SPERO  
20 United States Magistrate Judge

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